



Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
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Paper No.

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OCT 10 2001

OFFICE OF PETITIONS

In re Application of :
Dennis J. Dupray :
Application No. 09/176,587 :
Filed: October 21, 1998 :
Attorney Docket No. 1005-DJD :

ON PETITION

This is a decision on the petition, filed October 9, 2001, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on May 29, 2001 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (703) 306-3475.

¹ The request to apply the issue fee to the new Notice must be made in writing and should be accompanied by the new Issue Fee Transmittal Form PTOL-85(b), along with a copy of this decision. The request and pertinent attachments should be addressed to Box Issue Fee. Additionally, if the issue fee has increased from the previously paid issue fee, the balance due must be submitted. **Failure to request in writing that the previously paid issue fee be applied towards the new Notice and payment of any balance due will result in the abandonment of the application.**

The application is being forwarded to Technology Center AU 3662 for processing of the request for continued examination under 37 CFR 1.114

A handwritten signature in cursive script, appearing to read "Marianne E. Morgan".

Marianne E. Morgan
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



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Date : October 10, 2001
TO : Director, Office of Patent Publication
FROM : Office of the Deputy Commissioner
for Patent Examination Policy
SUBJECT : Withdrawal from Issue of

Applicant(s) : Dennis J. Dupray
Application No. : 09/176,587
Filed : October 21, 1998

The above-identified application has been assigned Patent No. 6,304,217 and an issue date of October 16, 2001.

It is hereby directed that this application be withdrawn from issue at the request of the applicant.

Do not refund the issue fee.

The following erratum should be published in the Official Gazette if the above-identified application is published in the OG of October 16, 2001:

"All reference to Patent No. 6,304,217 to Dennis J. Dupray of Golden, Colorado for A METHOD AND SYSTEM FOR USING MULTIPLE EVALUATIONS FOR WIRELESS LOCATION AND OTHER APPLICATIONS appearing in the Official Gazette of October 16, 2001 should be deleted since no patent was granted."

A handwritten signature in cursive script, reading "Marianne E. Morgan", is positioned above the printed name.

Marianne E. Morgan
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

cc: Geraldine Dozier, Crystal Park 3-441 (FAX-306-2737)
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